

EXPEDITED PROCEDURE
Response Under 37 C.F.R. §1.116

Examiner: Paul R. Durand
Art Unit: 3721

Docket No.: NHL-HOL-70
Serial No.: 10/814,624

REMARKS

The Office Action dated October 18, 2005, indicated as being "FINAL" has been reviewed in detail and the application has been amended in the sincere effort to place the same in condition for allowance. Reconsideration of the claims of the application and allowance in their amended form are requested based on the following remarks.

Applicant retains the right to pursue broader claims under 35 U.S.C. §120.

Applicant has provided a unique solution with respect to problems regarding BEVERAGE BOTTLING PLANT FOR FILLING BOTTLES WITH A LIQUID BEVERAGE FILLING MATERIAL, AND A CONTAINER FILLING PLANT CONTAINER INFORMATION ADDING STATION, SUCH AS, A LABELING STATION HAVING A GRIPPER ARRANGEMENT, CONFIGURED TO ADD INFORMATION TO CONTAINERS, SUCH AS, BOTTLES AND CANS. Applicant's solution is now claimed in a manner that satisfies the requirements of 35 U.S.C. §103.

New Issues:

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It is submitted that no new issues have been raised by this amendment and that the amendments to the claims have correspondence to limitations in the claims presently on file.

Allowable Subject Matter:

Claims 10-13 and 30-34 have been allowed. Claims 41-44 have been objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claims 41-44 have been amended accordingly herein, and therefore believed to be in condition for allowance.

Rejection of Claims 35-40 Under 35 U.S.C. §103:

Claims 35-40 were rejected under 35 U.S.C. §103, as being unpatentable over Lerner et al in view of Waterman. Claims 35-40 have been canceled herein, without prejudice, thereby rendering the rejection against these claims moot.

Art Made of Record:

The prior art made of record and not applied has been carefully reviewed, and it is submitted that it does not, either taken singly or in any reasonable combination with the other prior art of record,

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defeat the patentability of the present invention or render the present invention obvious. Further, Applicant is in agreement with the Examiner that the prior art made of record and not applied does not appear to be material to the patentability of the claims currently pending in this application.

In view of the above, it is respectfully submitted that this application is in condition for allowance, and early action towards that end is respectfully requested.

Summary and Conclusion:

It is submitted that Applicant has provided a new and unique BEVERAGE BOTTLING PLANT FOR FILLING BOTTLES WITH A LIQUID BEVERAGE FILLING MATERIAL, AND A CONTAINER FILLING PLANT CONTAINER INFORMATION ADDING STATION, SUCH AS, A LABELING STATION HAVING A GRIPPER ARRANGEMENT, CONFIGURED TO ADD INFORMATION TO CONTAINERS, SUCH AS, BOTTLES AND CANS. It is submitted that the claims, as amended, are fully distinguishable from the prior art. Therefore, it is requested that a Notice of Allowance be issued at an early date.

If mailed, I, the person signing this certification below, hereby

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certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated in the certification of mailing on the transmittal letter sent herewith, or if facsimile transmitted, I, the person signing this certification below, hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated in the certification of facsimile transmission on the transmittal letter which is being facsimile transmitted herewith.

Respectfully submitted,



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